

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THERAPY PRODUCTS, INC. d/b/a ERCHONIA
MEDICAL,

Plaintiff,

-v-

LIONEL BISSOON, M.D., d/b/a
MESOTHERAPIE & ESTETIK, MERIDIAN
AMERICA MEDICALS, INC., MERIDIAN
MEDICAL INC., and MERIDIAN CO., LTD.,

Defendants.
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07 Civ. 8696 (DLC)

ORDER

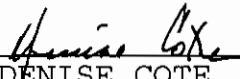
DENISE COTE, District Judge:

On July 14, 2008, defendants filed a motion pursuant to Rule 41(d), Fed. R. Civ. P., requesting an award of costs and attorney's fees to defendant Meridian Co., Ltd. in connection with a prior action instituted and voluntarily dismissed by the plaintiff, and a stay of this action pending the payment of such costs and fees by the plaintiff. Having reviewed the parties' submissions, it is hereby

ORDERED that defendants' motion pursuant to Rule 41(d), filed on July 14, 2008, is denied.

SO ORDERED:

Dated: New York, New York
August 15, 2008



DENISE COTE
United States District Judge